## IN THE UNITED STATES DISTRICT COURT FOR THE MIDDLE DISTRICT OF TENNESSEE NASHVILLE DIVISION

WILLIAM R. CHATMAN, JR.,	)	
Plaintiff,	)	
v.	)	Civil No. 3:11-0652 Judge Trauger
KIERSTEN CRABTREE, PING MENG, and SUSAN HOWELL,	)	vauge Trauger
Defendants.	)	

## ORDER

The defendants have filed a Motion to Exclude Plaintiff From Using Any Expert Report or Testimony And to Dismiss Claims (Docket No. 70), to which the plaintiff has filed a Response (Docket No. 71). The motion is **GRANTED** to the extent that the plaintiff will not be allowed to utilize any expert testimony at trial, having missed the deadlines for disclosing such. The motion is **DENIED**, to the extent that it seeks dismissal on the grounds that this case is a medical negligence action. It is not a medical negligence case; it is a civil rights case under 42 U.S.C. § 1983, and expert testimony will not be required to prove the violation. The plaintiff will be allowed to use treating physicians to prove his case at trial.

It is so **ORDERED**.

ENTER this 19<sup>th</sup> day of July 2013.

LETA A. TRAUCE

U.S. District Judge